IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

Notice of Motion No. 504 of 2005
in
Suit No. 4574 of 2000

Mrs R.C. KEWALRAMANI ... . Plaintiff
V/S
MEHFUZA Y. PATRAWALA AND ORS. ... Defendants

Mr. Sanjeev Gorwadkar i/b. Kukreja & Co., for plaintiff
None for defendants

CORAM: **D.G. KARNIK J.**

DATE: February, 13, 2007

P.C.:

1. Heard learned counsel for the applicant / plaintiff. None present for the defendant.
2. This motion is taken out for setting aside the order dated 2nd February 2005, dismissing the earlier motion in default of appearance. None of the defendants are present though served. They have not filed any affidavit in reply. In the circumstances the averments made in the affidavit in support are deemed to be admitted. Hence for the reasons stated in para 4 of the affidavit the motion is allowed in terms of prayer clause (a).

(D.G. KARNIK J.)